

Your name: Tina Pedrizzetti BertuccioAddress: 130 San Felipe Rd #14
Hollister CA 95023Phone Number: (831) 207-5250

Fax Number: _____

E-mail Address: _____

Pro Se [Select one: Plaintiff or Defendant]

Filed

MAR 25 2013

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

[Select one location: San Francisco / Oakland / ~~San Jose~~ / Eureka]Tina Pedrizzetti Bertuccio

Case Name: _____

Case Number: _____

Plaintiff(s),

vs.

Title of Document: _____

San Benito County and/or
Santa Clara County and
State of California
Social Security Adm.
US Government

Defendant(s).

Complaint
Demand for Jury Trial
if Summary Judgment
Denied
Emergency Relief
and Restitution

HRL

I, Tina Pedrizzetti Bertuccio have
an abundant amount of documented
evidence proving the defendants
caused personal injury and pain, acquired
my unclaimed property, illegally documented
me under a fictitious name, illegally took my

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San Benito County and Santa Clara County

1 let me begin by explaining to the
 2 courts that the defendants created
 3 a fictitious person named Gail Franco,
 4 with an authorized representative
 5 named Audrey Franco (also part of the
 6 San Benito County defendant) to deceive,
 7 cheat, steal, terrorize, again financially,
 8 and cause great pain and suffering
 9 for over twenty-five years that I am
 10 aware of and can prove. I, Tina
 11 Bertuccio was the individual the
 12 government (defendants) forced,
 13 coerced and terrorized; also
 14 tried to brain-wash into believing
 15 my true name was Gail Franco. I
 16 have told everyone for the
 17 last twenty-five years I was
 18 not Gail Franco, but Tina Bertuccio
 19 and I want to present to the
 20 courts the harm the defendants
 21 intentionally placed on me. I
 22 had come to this conclusion
 23 prior to twenty-five for numerous
 24 reasons. (Will present upon request.)

25 My intention is to supply
 26 the courts and the honorable judge
 27 with some major highlights of
 28 my complaint and then provide

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29 Exhibits

the courts with all the pending cases with Internal Revenue Service, Department of Motor Vehicles, Social Security Administration, Community Care Licensing, Department of Justice, San Benito County, Santa Clara County and New Jersey.

The courts and I can then subpoena any and all documents necessary to prove the

government made major mistakes and there are numerous documents.

I have also supplied the Hollister Police Department (Sergeant Wynn

at 831-636-4330, with a 132-

page complaint that I requested to be filed on 11-8-2011. They

also have a Case # 092160 that will confirm my identity.

I had requested they investigate the San Benito County proceedings.

My first encounter with the court system was in Case # 12751 (San Benito County) regarding

a divorce. They sent me to the Diocese of Monterey, which the

papers state I wanted a canonical trial. This was not true.

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As you can see from (Exhibit 3+4) there was a Joint Petition for Summary Dissolution, but no clerk signature. Frank Herdman will later represent John Tomaseello in Tomaseello vs. Tomaseello. (FL005894 SCC) I have no withdrawal of attorney and after numerous requests to the State, I have never received a copy of the divorce. I never even went to court with this case.

Then as you can see in Case # 89-20-8631 Harry Tobias filed a Notice of Appeal, then he became Judge. I can not receive a withdrawal of attorney. (See Exhibit 5)

Every case in San Benito County which they refer to me as Gail Franco, has major problems. They just state Audrey Franco confirms I am Gail Franco. If you view (Exhibit 6) you will see from the certified document, she has no child Gail Franco. The cases have no proof of service, yet they had hearings, orders were

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24 Exhibit 3+4

made judgments were made
 if I found out about child
 support hearings/custody after
 searching the files they would
 dismiss the hearing when I
 showed up. In one case I
 called the cops on myself to
 present a case before the
 judge, which was drunk in public.
 They stated guilty by reason
 of insanity, charged me with
 a felony while in jail, sent
 me to Patton and forcibly
 injected me with medication,
 then dismissed the case
 when I returned. I wanted
 to go to trial, but I was denied.
 (See case # CPFO140861.) No
 bond exists, they forced me to
 sign papers stating Audrey
 Frances as defendant or they
 would not let me out of jail.
 Curtis Hill the Sheriff who
 later you will see signed for
 custody of my son signed
 a warrant, but no warrant
 exists.

They had a conservatorship

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32 Exhibits

hearing, yet there was no proof of service.

The Sheriff's would remove me from the Child Support Office and hearings if I showed up. I never received child support, nor would they let me pay.

There was no Proof of Service in this case either. (See Case #20155 FSD File# 95-426).

They never filed Case# 19219

DA# 93-899 URESA. All

the statements in the cases are incorrect. For example I do not have ten children as they noted.

In Case# P6629, Curtis Hill the Sheriff signed for custody of my child. A Sheriff picked my child up and placed him in foster care all his life, yet he had no paperwork.

Nobody showed up at the termination of guardianship, I do not believe there even was a guardianship in place.

I have DNA tests from the

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1 biological father and John
 2 Tomaseello. I never received
 3 any child/spousal support as
 4 they state, yet if you look
 5 at (Exhibit 4) it states
 6 John Tomaseello vs. Gail Tomaseello.
 7 They only let me make one
 8 payment.

9 In reference to (Case # F1005894)
 10 in Santa Clara County, you will see
 11 the court acquired jurisdiction
 12 over the fictitious person Gail
 13 Franco Tomaseello on 4/12/91.
 14 (See Exhibit 8) They also served
 15 me the summons under a
 16 fictitious name and accepting
 17 service for the corporation.
 18 See CCP 412.30, 415.10 and 4174.
 19 Also see (Exhibit 9) I
 20 never sued John Tomaseello
 21 for any property, yet
 22 Pasquinielli filed Case # 713885.
 23 He told me I must sign
 24 the Substitution of Attorneys.
 25 (See Exhibit 10) After reviewing
 26 these two files there were
 27 numerous court dates, but I
 28 was never notified. This Case

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also involves the death penalty.
(Case# FL005894 in Santa Clara County)
I have DNA for both John Tomasetto
and the biological father.

When reviewing Case# FL005894
and 713885, Mr. Pasquini only
filed the "Substitution of Attorney".
(See Exhibit #10) He told me I
had to sign this to proceed
with custody of my child. I
never wanted to sue John
Tomasetto for property or child
support and I have a letter
from Mr. Pasquini stating that
Mr. Herdman who the paperwork
states represents John Tomasetto,
was also the attorney of record
in my case# 12751 in San Benito City.

The gentleman who I
reported to the SHERIFFS
office twice who raped me, yet
no action was taken despite
the fact they saw the scratches
on my legs etc. stole all my
documents for the last thirty years.
He was residing close to me at
one point and without proof
was working for the Sheriff's Dept.

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He wired my house with unusual
 wiring dug a ~~tunnel~~ tunnel under-
 ground leading to my house
 (A+N Plumbing in the lister
 can confirm) etc. When he
 stated he was in jail, I SAW
 him driving a black truck.
 I went to court for a
 restraining order (case # CU-09-00078)
 but Judge Harry Tobias denied
 it. I told the Sheriff's and
 then the Hollister Police I had
 a lot of information on this
 individual including prostitution
 and drugs. No action was taken.

When I was employed at
 Bertuccio Farms under my
 fictitious name (I know now)
 the government controls this
 unclaimed business and property
 they had me sign numerous
 forms. I did what I was told.
 We can subpoena the forms
 from Workman's Compensation
 they made me sign and it will
 state Paul Bertuccio Jr. (my son)
 Also I want to subpoena the
 documents from United Ag

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Benefit Trust, Plan 751-00,
ID# 933E4429 in Irvine CA
at 1-949-975-1424. I had
sent a "Freedom of Information"
form to all State City Federal
Departments, but was refused.
I have the letters.

All State Federal and
county offices have correspondence
from me for twenty-five years.
They just played games and
I have their responses.

I have two degrees from
the University of Chico under the
fictitious name but the Department
of Justice will not clear me to
work under this name they
created for me. You can verify
this by calling Pushmi at
Baddington School 831-637-5065.
Both Departments are the
State of California, who also
took over my child support
cases and have all my unclaimed
property.

The DMV who is also State
have a hold on my ID even though
they have a Tina Bertuccio file

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1 Their excuse is they want a
 2 birth certificate. I supplied
 3 them with a notarized
 4 Affidavit of Identity and
 5 according to the law ~~that~~ replaces
 6 a birth document. (~~San~~ present
 7 upon request) Sec CCP 2009.

8 I was employed at In-
 9 Home-Services in San Benito
 10 County after explaining my identity
 11 crisis. They authorized me to
 12 work, but after I turned in
 13 my time cards to the State
 14 I was refused my \$650⁰⁰
 15 check.

16 The Social Security Administration
 17 wants me to go by the fictitious
 18 name Gail Franco, yet they
 19 never informed me about an
 20 authorized representative. I
 21 never saw any disability
 22 doctors to be labeled disabled
 23 and I am not. (See Exhibit 1)
 24 My child's name is not John
 25 J. Franco. (See SBC Case #cv-PJ-
 26 0127303) If you review (Exhibit 2)
 27 Incapacitated Claimant, I never
 28 witnessed this form, there is no

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~~30~~ Exhibits

Dr. Lee Gordon, I never authorized this and I can sign my name. Review (Exhibit 13) It states SSA or RRB. It also states assumed alive.

There are documents at the San Benito County Courthouse like Karen Hamilton (involved in my child custody case) and 100 other individuals sent their credit card bill to one of my old addresses. There are also numerous documents the government and Franco's signed. All my "Freedom of Information" requests were denied by county, state and federal departments.

Referring back to Case #CRF014086 in San Benito County it states dismissal or prosecution. I did not want it dismissed.

They will not supply me with a clear copy of the Power of Attorney or O'Neil Bonds papers. (See Exhibit 14) After they took me to Patton State Hospital, the discharge summary clearly states return to court to stand trial.

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I was denied all benefits in San Benito County under the fictitious name and it states because of too much property. I was also denied all ~~benefits~~ under my legal name.

After researching attorneys at the library I have documents stating they are paralegals and can ~~not~~ represent an individual in court. You need a lawyer.

I also have documents from the San Benito County courthouse that the property on Fairview Road in Hollister, CA owned by the Franco's the addresses do not exist. There was a fire recently at one of the non-existing addresses, but was reported as another number. I requested an investigation on this matter.

These are serious matters. (This info is verifiable)

I have attempted to supply the United States District Court with just some highlights into an extremely serious matter. I will hope that this emergency situation,

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will get resolved as soon as possible.

The following are some of the cases involved, but never resolved.

California State Controller
Unclaimed Property Division
Prop. ID# 11363589

968921128
3589056

Internal Revenue Service
Case Numbers

F13353-0155 20294-164-00514-2

F12229-0077 2933566267

20294-135-02515-2 0766726592

0938000000 20294-264-40818-2

1025265258 F13003-0046

0768404684 0538564760

F12248-0023 77-0173397

F13022-0023 F13025-0041

F13051-0237 2865945430

310655080 F12230-0106

F12270-0036 F13031-0076

US Department of Labor

Appeal Reference # 120401

EBSA-SF-FOIA-F2012-692213

7010-2780-0003-2858-7169

United Farm Worker's Case# MT-CE-54M

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3a Exhibits

Bureau of Reclamation
OMB 1006-00268

Controller of the Currency
Administrator of National Banks
Case # 02 011450

Department of Motor Vehicles
Case # 082500535
02-DAD-13440
08 B4 D17 194

Department of Justice
ORI # CA 034 9435

State of California
Franchise Tax Board - Child Support
Acct. # CS-890-9544
NOTES DID NOT REQUEST TRIBUNAL

Santa Clara County
Case # 71388 &
FL005894

San Benito County
Case # 12751 0 20155
Pl 629 19219
CRF 014086 6684

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30 Exhibits

San Benito County Cases (continued)

Case #

0127160

CV-PT-0137303

0127169

CR-06-01834

TR-03-04131
6034499

35-30-15692
CU-09-00078

State of New Jersey

Motor Vehicles Unit # 5248

Abstract Driver History Type #

DLW # B277774300 51566

Superior Court of New Jersey
Civil Action

Docket # L-2703-95

Superior Court of New Jersey
Chancery Division

Support & Paternity Hearing

Docket # F0028196

FD-02-002090-93-A

I can supply the courts with much more documented evidence and all departments state to subpoena their information. San Benito County also has an Affidavit of Death for Paul Bertuccio. I can supply the court with a notarized Affidavit of Identity for me line Bertuccio

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I want to repeat again even after my thirty years of compiling evidence was stolen, I today have four boxes (files) of documents. I hope I have initially supplied the court with enough evidence to schedule the earliest court date available.

Exhibit 15-~~32~~ is for your information.

32

I declare under penalty of perjury that the foregoing is true and correct.

Executed on March 20, 2013

Lina Pedrizzetti Bertuccio

Lina Pedrizzetti, Portuguese
130 San Felipe Rd #14
Hollister, CA 95033

1-831-207-5250

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Complaint

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